

CUSTOMER RESPONSIBILITIES FOR SILO SITE SELECTION AND OPERATION



A. SILO LOCATION:

1. The customer is solely responsible for selection of the location for the silo to be placed at customer's site, including the assessment and determination that its selected location for the silo is level and capable of supporting 80,000 pounds, which is the weight of the silo when full. The approximate dimensions of the silo are 8 ft by 8 ft by 23 ft high with 12 inch by 12 inch leg base plates.
2. The customer is solely responsible for determining whether any compacting of soil/fill or the construction of a concrete base at customer's selected location for the silo is necessary or advisable, and to provide such compacting and/or concrete base prior to the scheduled delivery of the silo, if necessary or advisable.
3. The customer is solely responsible to ensure that its selected location for the silo is well clear of existing and future buildings (a minimum of 30 feet from the silo, other than for temporary job site equipment and activity); existing or planned overhead wires; and existing or planned trenching; and that the location has good water drainage.
4. The customer, or its designated general contractor's site superintendent, must be on site at the time of the scheduled delivery of the silo in order to provide the precise location for the silo and to sign off on the delivery at that location. Failure of the customer or its general contractor to be present at the site at the time of delivery will result in an inability to deliver the silo, and the customer will be charged for the delivery attempt and will need to reschedule.

B. ACCESS FOR TRUCKS:

1. The customer acknowledges that the delivery truck requires clear unobstructed access for initial delivery of the silo, refilling and silo removal. It is the customer's responsibility to ensure that the access route is capable of supporting a truck that weighs 70 tons (140,000 lbs), and that the access road is solid in all seasons and weather conditions, to permit the truck to get within 20 feet of the silo. A minimum of 26 ft high clearance is needed for set up and removal.

C. DAILY INSPECTIONS AND OPERATION:

1. The customer is responsible to conduct a daily inspection of the silo. A suggested checklist can be found in the Maxi-Mix Silo System Operating Manual (the "Manual") and on our website. The customer is solely responsible to follow the general guidelines set out in Part 3 of the Manual with respect to such inspections. The customer remains responsible to ensure that the silo and its location remain acceptable and safe for use, including for it to be safely refilled. The customer is responsible to immediately advise Maxi-Mix in writing of any adverse inspection findings, which are the sole responsibility of the customer.
2. The customer acknowledges that the delivery driver may, without obligation to do so, provide a silo inspection report based on a cursory review of the silo when the silo is delivered or re-filled, but such report(s) do not change the customer's responsibilities, do not replace customer's required inspections, and are at customer's sole risk, without liability to Maxi-Mix.
3. The customer agrees to read and follow all safety instructions as shown on the silo decals, in the Manual and on the Maxi-Mix website, and to promptly report any deficiencies to Maxi-Mix, and to correct any noted deficiencies except physical deficiencies of the silo itself, or any leaning of the silo. The customer shall not place, or allow anyone to place, any products other than Maxi-Mix products into the silo.